



Attorney Docket No. 109910-130349

IFW
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Application of:

Kenyon et al.

Application No.: ~~11/237,581~~ 09/399,065
Issued Patent No.: 6,973,475

Filed: September 18, 1999

Issued: December 6, 2005

For: DYNAMIC SCALEABLE MULTI-MEDIA CONTENT STREAMING

Examiner: Bharat Barot

Group Art Unit: 2155

Customer No.: 25,943

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this date: March 3, 2006

Typed or Printed: Yvette L. Chriscaden

Signature: Yvette L. Chriscaden

MAIL STOP PETITIONS
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

PETITION FOR REPRINTED LETTERS PATENT UNDER 37 C.F.R. § 1.81

To The Commissioner for Patents:

In the above-referenced matter, the Letters Patent have been issued with hand drawn Figures 1-9 for United States Patent No. 6,973,475.

On July 1, 2002, Formal Drawings were submitted under cover of a Transmittal of Formal Drawings.

On the Notice of Allowability (copy enclosed for ease of reference) dated June 28, 2005, it is noted at item 3, "The drawings filed July 8, 2002 are accepted by the Examiner."

The Letters Patent received by Applicants on December 9, 2005, was not printed using the Formal Drawings accepted by the Examiner. A copy of the printed patent downloaded from the USPTO web site is enclosed for ease of reference.


In light of the obvious informal nature of the drawings printed in the Letters Patent and the Examiner's acceptance of the Formal Drawings submitted on July 1, 2002, Applicants here by petition to have United States Patent No. 6,973,475, reprinted using the Formal Drawings as accepted.

Since the petitioned reprinting is necessitated by Patent and Trademark Office errors,
it is believed that no fee is required.

If the Patent Office has any questions regarding this Petition, it is invited to call
Applicants' attorney at the number listed below.

Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Date: March 2, 2006

by: 
Al AuYeung
Reg. No.: 35,432

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Notice of Allowability



Application No.	Applicant(s)	
09/399,065	KENYON ET AL.	
Examiner	Art Unit	
Bharat N. Barot	2155	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to BPAI Decision.
2. ☒ The allowed claim(s) is/are 1-38.
3. ☒ The drawings filed on 08 July 2002 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Bharat Barot
BHARAT BAROT
 PRIMARY EXAMINER

(571) 272-3979

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PTO/SB/21 (09-04)
Approved for use through 07/31/2008. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	41/237,681- Now Pat No. 6,973,475 09/399,065
	Filing Date	9/18/1999 Issued 12/6/2005
	First Named Inventor	Kenyon
	Art Unit	2155
	Examiner Name	Bharat Barot
Total Number of Pages in This Submission	Attorney Docket Number	109910-130349

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Return Receipt Postcard
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Schwabe, Williamson & Wyatt, P.C.	
Signature		
Printed name	Al AuYeung	
Date	March 3, 2006	Reg. No. 35,432

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Yvette L. Chriscaden	Date March 3, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.